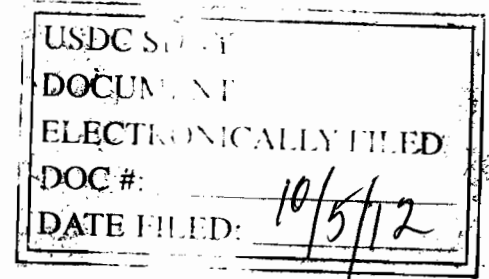


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October 4, 2012

**By Facsimile (212) 805-6382 (Page 1 of 1)**



Hon. Victor Marrero, U.S.D.J.  
United States District Court for the Southern District of New York  
United States Courthouse  
500 Pearl Street, Suite 660  
New York, New York 10007  
Att'n: Craig Wasserstrom

Re: *Accantia Group Holdings, et al. v. Food Market Merchandising, Inc.*,  
Index No. 12-cv-5042 (VM) (S.D.N.Y.)

Dear Judge Marrero:

I represent defendant Food Market Merchandising, Inc. ("FMMI"), in the above-referenced litigation. Pursuant to the endorsed letter, filed September 17, 2012, this Court granted FMMI a requested extension of its deadline to respond to the Complaint in this action to October 5, 2012. As FMMI's motion to transfer pursuant to 28 U.S.C. § 1404(a) is now before this Court (by letter-brief, plaintiffs' opposition to which has yet to be submitted), we respectfully request an additional extension of the defendant's response deadline for a further two or three weeks, pending this Court's adjudication of FMMI's above-referenced motion to transfer.

We thank the Court for its time and consideration of this matter.

Sincerely,

Mark Bradford

cc: All Counsel  
(by email)

